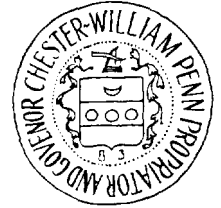




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THE COUNTY OF CHESTER



Commissioners:

Joseph J. Kenna, Chairman
Karen L. Martynick
Andrew E. Dinniman

CHESTER COUNTY PRISON
501 South Walnut Road
West Chester, PA 19382-6776
(215) 793-1510
FAX (215) 793-3902

THOMAS G. FRAME
Warden

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AUG 11 2 1994

June 27, 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

The Honorable Reed E. Hundt
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

RE: Billed Party Preference
CC Docket No. 92-77

Dear Chairman Hundt:

It has been brought to my attention that the Federal Communications Commission is once again considering a proposal to fundamentally change the way the long distance telephone companies are selected for calls from inmates in jails and prisons.

I would like to strongly object to this proposal and I will give you the reasons why.

Many years ago, the Federal Government through the FCC deregulated and broke up one of the biggest monopolies in the United States, and now through Billed Party Preference we are going to establish the monopoly again.

Let's look and see who the winners and losers will be.

The winners are obviously those proposing the change, the Bell Systems who are pushing the BBP.

Now the losers are the correctional administrators who will lose control of their phone systems, the victims of crime who will become victims a second time by harassing phone calls and last but not least, the taxpayer who seems to be the constant loser.

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June 27, 1994

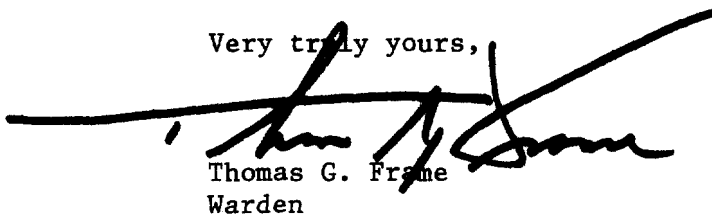
Page - 2 -

RE: Billed Party Preference
CC Docket No. 92-77

If the BPP is adopted, all of the small phone companies who have been providing us with a valuable service will be put out of business and MA Bell will win again.

Thanking you in advance for taking my comments into consideration, I remain,

Very truly yours,



Thomas G. Frame
Warden

TGF/mg

cc: The Honorable James H. Quello
The Honorable Andrew C. Barrett
The Honorable Rachelle B. Chong
The Honorable Susan Ness

TATAKA

"Fight to the Finish"

2011 West 1700 South #1 • Salt Lake City, Utah 84104
Phone: (801) 977-0065 • Fax: (801) 977-0060

Policy Division

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

The Honorable Reed E. Hundt
Federal communications Commission
1919 M Street, N.W.
Washington D.C. 20554

Dear Sir;


I am writing to your in reference to Billed Party Preference; CC
Docket No. 92-77.

TATAKA is a provider of inmate phone services in the states of Utah
and Idaho. We have provided service to the same county correctional
facilities for the last five years.

I have spoken with over half of the jails that we provide inmate
service to and have informed them of the FCC proposal to consider
Billed Party Preference. All of the jail commanders have expressed
great concern to me that they will lose their ability to control
the environment of the jail. There is also a great concern over how
the jails would be able to afford the necessary equipment to
control calls. It is important to note that several jails have
expressed that they would be forced to remove or greatly restrict
inmate access to phone service.

The jail commanders have ask that I write you with their concerns
and ask that you do not adopt Billed Party Preference. I am
providing you with a list of the jails that TATAKA provides service
t

Sincerely,



Craig N. Johnson

Copy: The Honorable James H. Quello
The Honorable Andrew C. Barrett
The Honorable Rachelle B. Chong
The Honorable Susan Ness

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3M
Sound Products

- Satellite Music
- Intercoms
- Complete Sound Systems

AMCA
Operator Member

Full Line
Coin-Operated
Amusement Devices

INTELLIGALL
PAY TELEPHONE SYSTEMS

Member
APCC
American Public Communications Council
of the North American Telecommunications Association

Bannock County Jail
Cindy Malm - Jail Commander. 208-236-7116
141 N. 6th, Pocatello, ID 83205 . . . Jail 208-236-7125
Annex 208-237-0024

Bonneville County Jail
Lt. English Jail - 208-529-1315
605 North Capital, Idaho Falls, Idaho 83401 208-529-1303

Box Elder County Jail Sgt. Lynn Yates
21 South Main Brigham City Utah . . . 734-9441

Cache County Jail
Lt. George Becker 752-3235
50 West 200 North Logan, Utah 84321 Jail 752-0060
Line used 752-4184 752-4591 752-4291 752-4496 752-4091
753-9911 753-9948

Carbon County Jail
Sheriff Jim Robertson 637-1621
Price, Utah 84501 Jail . . 637-1622

Davis County Jail
Lt Jan Cunningham . . . 451-4201. Main Number . . . 451-4200
Jail uses all coin phone lines from court house plus
451-0054 451-0056 451-0064 451-0068 451-0072 451-0079
451-9920 451-9933

Duchesne County Jail
Sheriff , Jack Bird - Jail Commander
182 South Center, Duchesne, Ut 84021. 738-2015

Emery County Jail - Emery Cnty Farmer (phone company) 748-2223
Sheriff Lamar Guyman, Captain Owens 381-2404
295 North Center, Castledale, UT 84513. . . Jail . 381-5500

Franklin County Jail
Sheriff Don Beckstead
39 West Oneida, Preston Idaho 83263 208-852-1234

Garfield County Jail
Sherrif Deputy Perkins
45 South Main Panguitch, Utah, 84759 676-2678

Grand County Jail
Sheriff Jim Nyland
125 East Center, Moab, Utah 84532 259-8115

Grand County Jail
115 West 200 South
Moab, Utah 84532
Sheriff Nyland.

Millard County Jail - Contel (phone company) - 864-5011
Sgt. Ross Johnson - Jail Commander
750 South Highway 99, Fillmore, UT 84631 743-5302

San Juan County Jail - GTE/CITIZENS.
Lt. William Christensen Jail Commander
297 South Main, Monticello, UT 84535 587-2013
Check Mate uses 587-2903, 587-3035, 587-3262, 587-3437
587-3439

Sevier County Jail
Captain Garth Larson - Jail Commander
250 N. Main, Richfield, UT 84701 896-6433

Summit County Jail
Tracy Sargeant 336-4461
60 North Main, Coalville, UT 965-4855

Tooele County Jail 965-4891
47 South Main, Tooele, UT 84074 355-5860
882-8801 882-8802 882-8803 882-8804 882-7130
882-2918
Line 1 = A-1
Line 2 = A-2
Line 3 = B
Line 4 = C
Line 5 = Booking Main
Line 6 = Working
Line 7 = D
Line 8 = 8
Line 9 = Booking Attorney

Uintah County Jail
Sheriff , Kathy 789-2511
152 East 100 North, Vernal, UT 84078 jail 781-1300

Utah County Jail Control Room. . . 370-8856
Sheriff David Bateman, Lt. John Carlson - Commander
1775 South Dakota Lane, Provo, UT 84601. 370-8851

Wasatch County Jail
Sheriff
25 N. Main, Heber, Utah 84032 654-1411

Washington County Jail
Jon Neighbors CONTROL ROOM 634-5735
197 E. Tabernacle, St. George, UT 84770 634-5730

Weber County Jail
Chief Deputy - Sam Vanderhyde. Jail . 399-8188
2551 Grant Avenue, Ogden, UT 84401 - 399-8424
Control Room 399-8568
399-8192

County Of Taylor

Abilene, Texas AM '94

JACK W. DIEKEN, Sheriff
450 Pecan Street
Abilene, Texas 79602-1692
June 28, 1994

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Phone Number
(915) 674-1300

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Hon. Reed E. Hundt
Federal Communications Commission
1919 M. Street, N. W.
Washington, D.C. 20554

Re: Billed Party Preference; CC Docket 92-77

Dear Mr. Hundt and Members of the Commission:

It has been brought to my attention that the Billed Party Preference (BPP) proposal will soon be brought before the Commission for consideration. Please be aware that I vigorously oppose BPP for the following reasons:

1. I am continually irritated by federal intervention and controls over local management issues, particularly how to run and select the telephone system used in this County's Adult Detention Center (Jail). The revenue generated by inmate phone calls is used to help pay for programs and equipment and supplies which are provided to inmates at no additional tax burdens to local tax payers. In essence, criminals pay for what they wear and use while in jail. This is as it should be. Criminals prey on the fortunes of the honest, working person anticipating that if caught the same persons upon whom they prey will defray the cost of the criminal's incarceration. BPP as I understand it will take this ability away from local Sheriffs and transfer the cost to local tax payers.

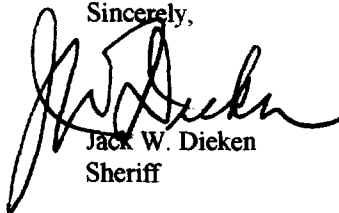
2. BPP will take away security measures which permit jail administrators to block nuisance and unwanted calls made by inmates to victims, prosecutors, officers and jurors. Believe me when I tell you inmates abuse and disrupt every system with which they come in contact. Inmates become a sub-culture within our society. Inmates delight in circumventing rules and procedures just for the sake of doing it. If you approve BPP, you will take away a valuable tool incorporated in current inmate phone systems. We constantly use "blocks" to protect citizens from unwanted, unsolicited telephone calls from inmates.

I feel that I and my jail administrators are in the best position to know what phone system and what procedures are necessary to operate a proper jail function than some federal agency in Washington, D.C. Regulations should be administered at the lowest level of government possible not the highest.

I strongly oppose the BPP issue and I request that it be defeated.

Thank you for your consideration.

Sincerely,


Jack W. Dieken
Sheriff

16 JUL 03 21 5 1994

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Mr. Reed E. Hundt
June 28, 1994
Page 2

cc: Congressman Charles Stenholm
 Senator Phil Gramm
 Senator Bill Sims
 Representative Bob Hunter
 Inmate Phone Service Providers Task Force

Terry R. Marolt
Commissioner

Richard F. Vidmer
Chairman

Ted Simon
Commissioner

Westmoreland County Pennsylvania

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KURT T. SCALZOTT
Warden



WILLIAM WHIRLOW
Deputy Warden of Security

ROBERT STEPANOVICH
Deputy Warden of Operations

EDWARD ZALEWSKI
Deputy Warden of Treatment

June 27, 1994

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Honorable Reed E. Hundt
Federal Communications Commission
1919 M. Street, N.W.
Washington, DC 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

1
3 58 PM '94

RE: BILLED PARTY PREFERENCE
CC DOCKET NO. 92-77

Your Honor,

As a warden of a maximum security county prison, I feel that I must voice my objections to Billed Party Preference (BPP). Obviously, the number one priority of any prison is security. Because of the inmate telephone system we currently subscribe to, we were able to determine, and ultimately discipline, two employees that were accepting unauthorized telephone calls from inmates. We believe there were no serious security breaches involved with these calls because we found out about the matters in the early stages and took swift action. If BPP was in place, it is my contention and belief that we would not have been able to act upon the matter as swiftly as we did and thus might not have been able to prevent a security breach.

We all know the games that inmates try to pull by using telephone fraud and for this reason, there are measures that must be taken to ensure that the general public is protected. Our system has a device that alerts the person being called as to where the call is originating from and in the event that the call-forwarding or a third party hook-up is activated, the announcement again comes on to alert everyone on the line that the call is originating from a prison. Again, with BPP I believe that this safeguard will not be in place, thus possibly subjecting the general public to further victimization from the inmates.

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WESTMORELAND COUNTY PRISON

3000 South Grande Boulevard, Greensburg, Pennsylvania 15601 (412) 830-6000 FAX (830-6006)

Although our current system has numerous features that enable this facility to have a secure inmate telephone service, it also affords many opportunities to the inmates that they would not have, had it not been for the revenues from the system. The revenues generated by the inmate telephone system totally pay for the following services provided to the inmate population:

- * Adult Basic Education Program.
- * General Equivalency Diploma (GED) Program.
- * Book rotation service with the local public library.
- * Magazines and newspapers for the inmate library.
- * Some recreation equipment.
- * Televisions, VCRs and VCR movies for the inmates.
- * Licensing to show the VCR movies to the inmates.


As you can see, the inmate population is given a great service, both recreational and educational, by the revenues of our inmate telephone system.

The rates charged by our telephone system are well within the limits as designed by the FCC. It is written within our contract that "Allegheny Telephone Company agrees to set rates in accordance with all applicable P.U.C. rules, regulations, tariffs or other restrictions or guidelines". If there are some telephone providers or facility administrators that are not abiding by the rules and regulations set forth, it would be smarter to educate or prosecute them than to hurt those that follow the rules and put the fruits of their efforts towards the betterment of their institution.

Many times we in the corrections community are given rules to follow, or decisions are made that greatly affect us, yet the decision makers do not give us the opportunity or respect to voice our opinions or say how things will affect us. Who knows more about the prisons than the people that work there? We have a wealth of knowledge to give if someone would just ask. Please do not authorize Billed Party Preference for prisons.

If you need further information, please feel free to contact me at any time.

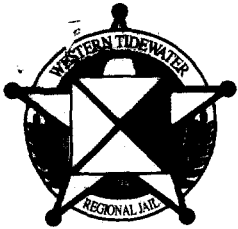
Sincerely,



Kurt T. Scalzo
Warden

KTS/dm

cc: Honorable James H. Quello
Honorable Andrew C. Barrett
Honorable Rachelle B. Chong
Honorable Susan Ness
file



WESTERN TIDEWATER REGIONAL JAIL

2402 Godwin Blvd., Suffolk, VA 23434 • (804) 539-3119 • Fax (804) 539-6409

Serving:
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City of Franklin
City of Suffolk

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

June 24, 1994

JOHN R. (JACK) DEWAN
Superintendent

The Honorable Reed E. Hunt
Chairman, Federal Communication Commission
1919 M Street, N.W.
Washington, D.C. 20554

Dear Mr. Hunt:

As the Western Tidewater Regional Jail Superintendent, and the outgoing President of the Virginia Association of Regional Jail Superintendents, I wish to express my opposition to the Billed Party Preference (BPP); cc Docket November 92-77, as an over-zealous approach to a soluble problem.

The principal problem to the present inmate telephone system is an occasional complaint of excess charges billed to inmate families.

I have received three complaints concerning excess charges on pay phones and, subsequent to my calls to the offending company, charges were returned to the families. After the third complaint, we also discontinued our association with that particular telephone system. We have received no such complaints from inmates concerning telephones installed in the inmate housing areas. The excess charges is a problem which has been discussed by corrections authorities in the Commonwealth of Virginia.

The State's Jail Standards Committee, of which I am a member, recently revised Standard 4.35 of the State Jail Standards to read; "Written policy, procedure, and practice shall ensure inmates reasonable access to telephone facilities. The expense of such access shall not exceed the average rate charged to the local community." Additionally, the responsible departments of the Commonwealth have assigned investigators to concentrate on this specific problem and correct misuse.

With respect to general inmate telephone use, we enjoy an excellent relationship with our carrier, MCI, and we consider our system effective and, more importantly, we have immediate control and manageability of our system. This control gives us a huge weapon

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The Honorable Reed E. Hunt
06/24/94
page 2

with respect to discouraging fraudulent practices, and also grants us immediate power to block numbers upon request to our telephone provider. It is a clean procedure.

Regarding discussions of revenue sharing based on inmate telephone use, I see this as a win-win situation in this time of austere budgets and declining operating funds. The carrier gains financially, the incarceration facility gains financially, and because of the facility's financial gain, the inmates gain through support programs and supply items.

Mr. Hunt, I for one appreciate the efforts of the F.C.C. concerning this and other matters; however, the BPP is not the answer. This type problem should remain with the localities, supervised by State authorities, under the overall supervision of the F.C.C. The present system of local control under a competitive pricing system is an excellent system; efficient, manageable, and without complexity. It is not necessary to change an entire procedural system based on arguments not affecting the entire system.

Thank you for your consideration and, I trust, your review of this letter.

Sincerely,


J. A. Dewan,
Superintendent

JRD:lfs

cc: Honorable James H. Quello, F.C.C.
Honorable Andrew C. Barrett, F.C.C.
Honorable Rachelle B. Chong, F.C.C.
Honorable Susan Ness, F.C.C.
Senator John W. Warner
Congressman Norman Sisisky
O. A. Spady, Chairman, WTRJA

Policy Div. CDB

DEPARTMENT OF CORRECTIONS DORCHESTER COUNTY

829 FIELDCREST ROAD
CAMBRIDGE, MARYLAND 21613-9455

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Telephone
(410) 228-8101

Fax
(410) 221-0424



STEVEN R. WILLIAMS
Warden

RON B. SATTERFIELD
Chief of Operations

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June 27, 1994

AUG 11 2 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

The Honorable Reed E. Hundt
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Reference: Billed Party Preference: CC Docket No. 92-77

Dear Mr. Hundt:

Recently I have been made aware of the language in the "Billed Party Preference" proposal and have several concerns. I understand what the intention of this language is, but, I also understand that the language is too broad and will cause major security problems in all Correctional Facilities.

Every Correctional Facility in this nation have gone to great expense to provide security on our phone systems to protect our citizens from inmate phone abuse. This new language as written will prevent that security and will cause hardships in every small community in this Country. As a Correctional Administrator I can tell you that we must retain the control of our inmate phone systems to insure that abuse, harassment by inmates phone systems remains almost non-existent.


For as long as I can remember I have heard "if it is not broken, don't fix it", that is so true with this issue. The current practices utilized by Correctional Facilities in this country are working. They protect our citizens, judges, witnesses, generate funds vital to the Correctional Facilities that are busting at the seams with inmates and provide the inmates with the best phone service available.

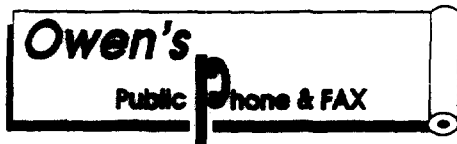
I don't believe that the F.C.C. wishes to enact a rule that has the potential of causing severe problems in every community in this Country. Again, I understand the intent of the new language, but, Correctional inmate Phone Systems are specialized systems to fulfill specialized needs.

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A Special Exemption is therefore respectfully requested
for all Correctional (prison/Jails) Inmate Phone Systems listed
in Billed Party Preference language.

Sincerely,


Steven R. Williams
Warden



— EXCELLENCE IN TELECOMMUNICATION SERVICE —

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AUG 11 2 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

July 1, 1994

The Honorable Reed E. Hundt, Chairman
Federal Communication Commission, Inc.
1919 M Street, NW Room 814
Washington, D.C. 20554

RE: Billed Party Preference/CC Docket No. 92-77

I am a private payphone owner located in Sacramento, California and I have payphones located in Sacramento, Auburn, Yuba City, Vacaville, Napa, Stockton and Lathrop areas. I am writing to express my concerns and opposition to the proposal to implement the Billed Party Preference (BPP).

All of my public payphones allow the caller to access the long distance carrier service of their choice and presently I am given minimal to no compensation for this compliance and convenience. I find that the BPP is a redundant plan and a costly band-aid that is being place over a sore that does not really exist.

The caller will only find the BPP to be more cumbersome and time consuming by having to repeat the calling information to two or more operators. Also the caller will of course be the one as the end-user that will be paying for the added costs to implement and keep effective the BPP.

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List ABCDE

Voice/FAX (916) 485-0724

P.O. Box 60474 Sacramento CA 95860

Enclosed you will find my complaints on existing problems that we have with the Local Exchange Carriers (LECs) and the BPP will only add many more. In some cases the LECs will not even be able to handle the requirements that will be needed to support the BPP. We have worked very hard to keep the involvement of the LECs on a fair and open playing field and even though this has not been fully acquired the BPP will only crush the efforts made to this date.

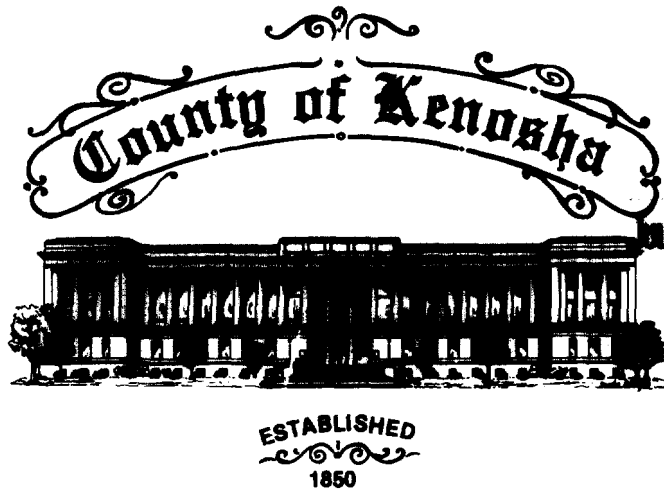
As a member of the California Payphone Association, American Public Communications Council, Better Business Bureau and other local county boards and commissions that I am a member of I hear first hand the direct needs and feelings of the individual. Even without the implementation of BPP we know there is a direct cost that we must pass onto the caller. Why do this to the caller?

I request that you reject the BPP in its entirety based on the above information and more information that we would like to have included but did not include due to the length that would be added to this already lengthy letter.

I do thank you for enduring the length of this letter and for the consideration that you have and will give to my letters contents.



Perry R. Owen
Business Owner



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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

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July 19, 1994

The Honorable Reed E. Hundt
Federal Communications Commission
1919 M. Street, N. W.
Washington, D.C. 20554

Dear Honorable Hundt:

The FCC proposal to enforce Billed Party Preference for inmate phone service is of great concern to me. Numerous negative ramifications for Kenosha County, Wisconsin will stem from the enforcement of Billed Party Preference.

There will be an inability to control telephone activity within the controlled environment of the Jail. This can result in instances of abuse and fraud that create security risks. It would be possible for inmates to use the telephones for making threats on judges, witnesses or victims involved in their cases.

Another effect the BPP will have is on the total elimination of any revenue sharing ability between Kenosha County and the telephone service carrier. This will create a loss of approximately \$100,000.00 to Kenosha County annually which will impact the availability of any of these funds to provide for future programming to aid inmates in the Kenosha County Jail.

Also, Billed Party Preference will create the inability of ensuring that the inmate telephone service company provide sensible and reasonable rate guarantees and rate monitoring services. This will eliminate the ability to acquire by competitive bid, the most cost effective service for inmates.

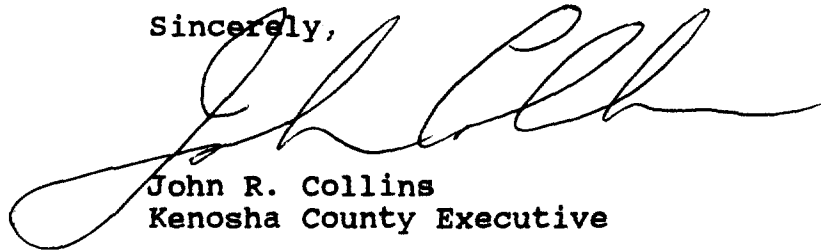
Again, my concerns are that these ramifications that will be created by BPP, will cause interference with Kenosha

John R. Collins County Executive

County's ability to manage and control telephone service to the inmates in the County Jail.

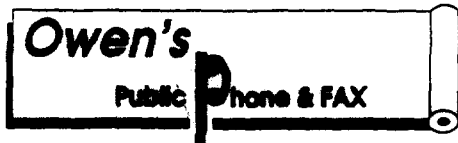
Thank you for your time and allowing me the opportunity to present our interests concerning Billed Party Preference. If you have any questions please feel free to give me a call at (414)653-6536.

Sincerely,

A handwritten signature in dark ink, appearing to read 'John R. Collins', written over the typed name and title.

John R. Collins
Kenosha County Executive

cc. U.S. Senator Herbert Kohl
U.S. Senator Russell Feingold
U.S. Rep. Peter Barca
The Honorable James H. Quello
The Honorable Andrew C. Barrett
The Honorable Rachelle B. Chong
The Honorable Susan Ness



— EXCELLENCE IN TELECOMMUNICATION SERVICE —

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

July 1, 1994

The Honorable Reed E. Hundt, Chairman
Federal Communication Commission, Inc.
1919 M Street, NW Room 814
Washington, D.C. 20554

RE: Billed Party Preference/CC Docket No. 92-77

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List ABCDE

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As a member of the California Payphone Association, American Public Communications Council, Better Business Bureau and other local county boards and commissions that I am a member of I hear first hand the direct needs and feelings of the individual. Even without the implementation of BPP we know there is a direct cost that we must pass onto the caller. Why do this to the caller?

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I do thank you for enduring the length of this letter and for the consideration that you have and will give to my letters contents.



Perry R. Owen
Business Owner

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

July 20, 1994

The Honorable Reed Hundt, Chairman
Federal Communications Commission
1919 M Street, N.W.
Washington, D. C. 20554

Re: CC Docket #92-77

Dear Chairman Hundt:

I am writing to voice my concerns about the proposed Billed Party Preference regulation. The correctional facility inmate phone industry would be severely jeopardized by BPP, affecting inmates, their families and the criminal justice system as a whole. *For this reason, we are asking that inmate calls be exempt from the proposed BPP regulation.*

Over the past ten years, administrators of correctional facilities have been able to put into place a very effective system for allowing inmate phone calls. The right to choose our phone service provider has been key to our success. This service has always been delivered to us at very reasonable rates. What's more, inmate phone commissions have been a significant source of revenue for our facility and have helped us improve it dramatically. *We use this revenue to fund various programs including: law enforcement education; inmate health, education and recreation; jail personnel safety; drug prevention and other community programs; family visitation etc.*

Here are a few of my biggest concerns about Billed Party Preference:

- It strips correctional facility administrators of the right to choose inmate phone providers.
- Technology for BPP would reportedly cost upwards of \$1.5 billion, an expense that would have to be passed along to the consumer.
- Without the authority to process calls, inmate phone providers would no longer have the revenue to provide the sophisticated phone systems used in prisons. The end result: fewer phones with fewer security features. Facilities would have to revert to the old ways of supervising each and every inmate call.
- The average length of stay in jail would increase because inmates would not have the phone privileges required to make arrangements for obtaining bond. *This costs everyone!*
- Under BPP, correctional facilities would no longer have control over inmate calls, which means no call tracking or blocking. Inmates could conceivably harass judges, witnesses, jury members or even the victims of their crimes.
- Without call control, facilities would be unable to control fraud problems currently handled by inmate phone providers.

For the above reasons, and countless others, we believe that THE COSTS OF BILLED PARTY PREFERENCE FOR INMATE CALLS FAR OUTWEIGH THE BENEFITS. If BPP does become regulation, we urge you to make inmate calls exempt. Thank you for your consideration of my views.

Sincerely,

Ron Moore, Sheriff
Alber County

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